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Defendants NANTWORKS, LLC
and NANT HOLDINGS IP, LLC*

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

NANTWORKS, LLC, AND
NANT HOLDINGS IP, LLC.,

Plaintiffs and Counter-Defendants,

v.

NIANTIC, INC.,

Defendant and Counter-Claimant.

CASE NO. 3:20-cv-06262-LB

**DECLARATION OF MATTHEW K.
BLACKBURN IN SUPPORT OF
PLAINTIFFS NANTWORKS, LLC AND
NANT HOLDINGS IP, LLC'S OPPOSITION
TO NIANTIC'S MOTION TO EXCLUDE
CERTAIN TESTIMONY OF PLAINTIFFS'
DAMAGES EXPERT ALAN GOEDDE**

DATE: MAY 30, 2024
TIME: 9:30 a.m.
PLACE: Courtroom 15B
JUDGE: Hon. Laurel Beeler

I, Matthew K. Blackburn, do hereby declare as follows:

1. I am a partner with the Lewis Roca Rothgerber Christie law firm and am counsel for Plaintiffs/Counter-Defendants NantWorks, LLP and NantWorks Holdings IP, LLC (collectively "NantWorks") in the above captioned case. I provide this declaration upon personal knowledge and if called upon as a witness, would testify competently as to the matters recited herein.

2. Attached as **Exhibit 1** is a true and correct copy of a March 12, 2024 email that I sent to one of Niantic's counsel (Matthew Brigham) and the attached "Corrected Schedule 2.xlsx." The data in the corrected schedule is derived from documents that Niantic has designated as "HIGHLY CONFIDENTIAL" and is being separately filed under seal.

3. Attached as **Exhibit 2** is a true and correct copy of a native document that Niantic produce with bates number NIA_00151611 and which was marked "HIGHLY CONFIDENTIAL" and is being separately filed under seal.

4. Attached as **Exhibit 3** is a true and correct copy of selected pages from the transcript of the April 3, 2024 deposition of Ms. Julia Rowe, which was marked "HIGHLY CONFIDENTIAL" and is being separately filed under seal.

5. Attached as **Exhibit 4** is a true and correct copy of selected pages from the transcript of the deposition of March 12, 2024 Dr. Alan Goedde, which was marked "HIGHLY CONFIDENTIAL" and is being separately filed under seal.

6. Attached as **Exhibit 4** is a true and correct copy of selected pages from the transcript of the March 20, 2024 deposition of Dr. Matthew Turk, which was marked "HIGHLY CONFIDENTIAL" and is being separately filed under seal.

I declare under penalty of perjury that the forgoing is true and correct to the best of my knowledge.

EXECUTED at San Francisco, California on this 9th day of May 2024.

By: /s/Matthew K. Blackburn

Matthew K. Blackburn